

JG17 Rec'd PCT/PTO 24 JUN 2005

PATENT

Customer No. 22,852

Attorney Docket No. 08140.0006

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
)  
Hirotaka HARO ) Group Art Unit: To Be Assigned  
)  
Application No.: To Be Assigned ) Examiner: To Be Assigned  
)  
Filed: Concurrently Herewith )  
)  
For: A METHOD OF THERAPY FOR )  
DEGENERATIVE )  
INTERVERTEBRAL DISCS )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

06/30/2005 KXAYPAGH 00000066 10540521

Sir:

04 FC:1464

130.00 0P

**PETITION TO SUBMIT COLOR PHOTOGRAPHS UNDER 37 C.F.R. 1.84 § (b)(2)**

Applicant respectfully requests that the Office accept color photographs for Figures 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, and 14 in this application.

The specification has been amended as required under 37 C.F.R. 1.84 (a)(2)(iv). Three sets of color photographs of Figures 2-14 are enclosed. A black and white photocopy that accurately depicts, to the extent possible, the subject matter shown in Figures 2-14 is attached and filed with the patent application.

A check in the amount of \$130.00 is enclosed for the petition fee as required under 37 C.F.R. § 1.17(h).

The color drawings are necessary to show the details of and to detect the degradation of the intervertebral disc and herniated disc matrix in Figures 2-3 and 6-14, as described in the Examples at pages 12-22 of the specification. The color drawing is

2005 11/10/05 11:10 AM 11/10/05

•

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

By: Amy E. Purcell  
Amy E. Purcell  
Reg. No. 53,492